

IN THE UNITED STATES DISTRICT COURT FOR  
THE SOUTHERN DISTRICT OF GEORGIA  
SAVANNAH DIVISION

FILED  
U.S. DISTRICT COURT  
SAVANNAH DIV.

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SO. DIST. OF GA.

ELLISON ROBERT BURNS, SR., )  
 )  
Plaintiff, )  
 )  
v. )  
 )  
GEORGIA STEVEDORE ASSOCIATION, )  
INC., )  
 )  
Defendant. )  
 )

CASE NO. CV410-170

O R D E R

Before the Court is the Magistrate Judge's Report and Recommendation. (Doc. 10.) Although no formal objections have been filed, Plaintiff submitted a "Motion Not to Dismiss," which this Court construes as an objection. (Doc. 13.) However, the Court finds Plaintiff's contentions to be without merit. After a careful de novo review, the Court concurs with the Magistrate Judge's Report and Recommendation, which is **ADOPTED** as the order of this Court. Although Plaintiff has been provided leave to amend, he has still failed to properly plead his claim. Therefore, Plaintiff's claim is **DISMISSED WITH PREJUDICE**. See Jemison v. Wise, 386 Fed. App'x 961, 965 (11th Cir. 2010) (unpublished). The Clerk of Court is **DIRECTED** to close this case.

SO ORDERED this 3<sup>rd</sup> day of January 2011.



WILLIAM T. MOORE, JR.  
UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF GEORGIA